

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT**

GARRETT SITTS, et al., PLAINTIFFS, v. DAIRY FARMERS OF AMERICA, INC., and DAIRY MARKETING SERVICES, LLC, DEFENDANTS.	Civil Action No. 2:16-cv-00287-cr
---	--

PLAINTIFFS' SUBMISSION REGARDING REVISED JURY INSTRUCTIONS

On September 1, 2020, the Court provided the parties with a redlined draft of the jury instructions. During the September 1, 2020 hearing, the Court and the parties jointly revised several instructions. The Court further directed the parties to revise certain jury instructions as discussed during the charge conference.

Pursuant to the Court's directive, Plaintiffs submit these revised instructions, which include: (1) the Court's original redlines, as set forth in the September 1, 2020 draft; (2) revisions jointly made by the Court and the parties during the September 1, 2020 hearing, identified by yellow highlighting; and (3) the revised instructions tasked to Plaintiffs (with legal citations, as requested), all of which are identified by yellow highlighting.

Plaintiffs further provided legal citations to Defendants, for insertion into their draft instructions, on: (1) the meaning of the phrase "mutual benefit"; and (2) the definition of "predatory" acts.

Plaintiffs reserve their rights to provide additional comments with respect to Defendants' revised instructions.

Respectfully Submitted,

PLAINTIFFS,

By their attorneys,

/s/ Dana A. Zakarian

Joel G. Beckman

Dana A. Zakarian

Michael G. Paris

Elizabeth A. Reidy

NYSTROM BECKMAN & PARIS LLP

One Marina Park Drive, 15th Fl.

Boston, Massachusetts 02210

(617) 778-9100

jbeckman@nbparis.com

dzakarian@nbparis.com

mparis@nbparis.com

ereidy@nbparis.com

Admitted Pro Hac Vice

Dated: September 8, 2020

Gary L. Franklin, Esq.

PRIMMER PIPER EGGLESTON & CRAMER PC

150 South Champlain Street

P.O. Box 1489

Burlington, VT 05402-1489

(802) 864-0880

gfranklin@primmer.com

CERTIFICATE OF SERVICE

I, Dana A. Zakarian, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on this 8th day of September 2020.

/s/ Dana A. Zakarian